



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF INSPECTOR GENERAL

DATE: JULY 18, 2018

PREPARED BY: (b) (6), (b) (7)(C)

CASE #: OI-AT-2016-ADM-0067

CROSS REFERENCE #:

TITLE: (b) (6), (b) (7)(C)

CASE CLOSING REPORT

Subject(s)	Location	Other Data
(b) (6), (b) (7)(C)	(b) (6), (b) (7)(C)	

VIOLATION(S): 18 U.S. Code §1001 (False Statements)

ALLEGATION: The OIG OI determined that there were three allegations that required investigation. The three allegations investigated by OI included:

1. Whether EPA Region (b) (6), (b) (7)(C) employee (b) (6), (b) (7)(C) falsely represented (b) (6), (b) (7)(C) official time and attendance records.
2. Whether (b) (6), (b) (7)(C) disregarded orders from (b) (6), (b) (7)(C) supervisor to amend (b) (6), (b) (7)(C) recorded time.
3. Whether (b) (6), (b) (7)(C) misused EPA Leave Bank hours to take a personal vacation.

FINDINGS: Evidence was obtained which disclosed that EPA Region (b) (6), (b) (7)(C) employee (b) (6), (b) (7)(C) falsely represented (b) (6), (b) (7)(C) time and attendance records. EPA-OIG's review of (b) (6), (b) (7)(C) time and attendance revealed numerous instances where the hours (b) (6), (b) (7)(C) claimed on (b) (6), (b) (7)(C) timesheet exceeded the hours that the Daily Flexible Schedule (DFS) log identified that (b) (6), (b) (7)(C) was present at work. Specifically, EPA-OIG noted 70 dates where the regular hours shown on (b) (6), (b) (7)(C) timesheet exceeded the hours that the DFS log identified that (b) (6), (b) (7)(C) was present at work. EPA-OIG identified 16 dates between January 2014 and August 2016, where (b) (6), (b) (7)(C) timesheet showed 8 regular hours worked, but entries for (b) (6), (b) (7)(C) on the DFS log were not identified for the corresponding dates. EPA-OIG identified 111 dates where the evidence supports that (b) (6), (b) (7)(C) did not include a 30-minute unpaid lunch break into (b) (6), (b) (7)(C) schedule. EPA-OIG also noted instances where it appeared that (b) (6), (b) (7)(C) DFS log entries were altered. EPA-OIG interviewed (b) (6), (b) (7)(C) regarding the alterations to (b) (6), (b) (7)(C) entries on the DFS log. (b) (6), (b) (7)(C) initially told EPA-OIG that (b) (6), (b) (7)(C) has never changed (b) (6), (b) (7)(C) DFS log entries to falsely claim time. However, after the OIG provided overwhelming evidence regarding the alterations, (b) (6), (b) (7)(C) admitted that (b) (6), (b) (7)(C) has altered the Daily Flexible Schedule log so that it appeared that (b) (6), (b) (7)(C) had worked more hours than (b) (6), (b) (7)(C) had actually worked. During the investigation, EPA-OIG learned that (b) (6), (b) (7)(C) has had other time and attendance incidents dating back to 2012. EPA-OIG found that these incidents were handled through informal corrective actions (b) (6), (b) (7)(C).

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(b) (6), (b) (7)(C) EPA-OIG also found that (b) (6), (b) (7)(C) has had to forfeit pay related to at least four separate timecard debt cases.

This investigation revealed that (b) (6), (b) (7)(C) disregarded numerous orders from (b) (6), (b) (7)(C) supervisor to amend (b) (6), (b) (7)(C) time and attendance records. This investigation obtained evidence which showed that between May 2015 and November 2015, (b) (6), (b) (7)(C) supervisor sent eight (8) emails to (b) (6), (b) (7)(C) which directed (b) (6), (b) (7)(C) to amend (b) (6), (b) (7)(C) timesheet(s). The records reviewed indicated that (b) (6), (b) (7)(C) did not amend (b) (6), (b) (7)(C) time on numerous occasions after being directed to make the changes.

This investigation also revealed that (b) (6), (b) (7)(C) misused Leave Bank hours to take a personal vacation. (b) (6), (b) (7)(C) applied for and was granted EPA Leave Bank hours in 2016. The email to (b) (6), (b) (7)(C) concerning the Leave Bank award stated, "as a Leave Bank recipient, the employee is only authorized to use Leave Bank hours during the dates provided above and for the purpose provided on the medical certification." EPA records indicated that (b) (6), (b) (7)(C) requested to use a total of twenty-four (24) Leave Bank hours for the dates of (b) (6), (b) (7)(C) 2016 through (b) (6), (b) (7)(C) 2016, and again on (b) (6), (b) (7)(C) 2016. On (b) (6), (b) (7)(C) 2016, (b) (6), (b) (7)(C) supervisor sent an email to (b) (6), (b) (7)(C) which noted that it was follow-up to a telephonic discussion between the supervisor and (b) (6), (b) (7)(C) in which (b) (6), (b) (7)(C) advised that (b) (6), (b) (7)(C) was on vacation (b) (6), (b) (7)(C), and was not receiving medical treatment.

DISPOSITION: On June 6, 2016, EPA-OIG presented the facts of this case to the U.S. Attorney's Office, Northern District of Georgia, for possible violations of 18 U.S. Code §1001 (False Statements). After hearing the facts of this investigation, Assistant United States Attorney Bernita Malloy declined the case (b) (5), (b) (7)(E)

On November 28, 2016, EPA-OIG Special Agent (SA) (b) (6), (b) (7)(C) delivered the report of investigation (ROI) related to this investigation (b) (6), (b) (7)(C) EPA Region (b) (6), (b) (7)(C) and (b) (6), (b) (7)(C) EPA Region (b) (6), (b) (7)(C). In December 2016, (b) (6), (b) (7)(C) requested an extension to respond to the report until February 15, 2017. Assistant Inspector General for Investigations Patrick F. Sullivan concurred with (b) (6), (b) (7)(C) extension request on December 16, 2016.

On February 24, 2017, EPA-OIG was advised by (b) (6), (b) (7)(C) that (b) (6), (b) (7)(C) met with (b) (6), (b) (7)(C) union representative in December and conveyed the seriousness of the OIG's investigative findings. (b) (6), (b) (7)(C) further advised that (b) (6), (b) (7)(C) met with (b) (6), (b) (7)(C) on January 26, 2017. During this meeting, (b) (6), (b) (7)(C) presented a memorandum which informed (b) (6), (b) (7)(C) first line supervisor that (b) (6), (b) (7)(C) would be submitting retirement paperwork immediately, to be effective as soon as the paperwork was processed by the Office of Personnel Management (OPM). (b) (6), (b) (7)(C), (b) (5)

(b) (6), (b) (7)(C) noted that (b) (6), (b) (7)(C) had been issued a debt letter for excess payments received.

(b) (6), (b) (7)(C)

EPA-OIG obtained a copy of the debt letter issued to (b) (6), (b) (7)(C). On February 13, 2017, the Interior

Business Center issued a bill for collection to (b) (6), (b) (7)(C) in the amount of \$876.09. Beginning on February 27, 2017, EPA-OIG conducted follow-up with EPA Region (b) (6), (b) (7)(C) and the EPA Office of the Chief Financial Officer regarding the issued bill for collection, as the as the net amount to be repaid by (b) (6), (b) (7)(C) did not correspond the OIG's investigative findings. As a result, EPA Region (b) (6), (b) (7)(C) conducted an independent audit of (b) (6), (b) (7)(C)' time and attendance records. On February 9, 2018, Interior Business Center issued a bill for collection to (b) (6), (b) (7)(C) in the amount of \$16,757.86.

On (b) (6), (b) (7)(C) issued a Notice of Proposal for Removal to (b) (6), (b) (7)(C) in response to the OIG's investigative findings. The Notice advised that (b) (6), (b) (7)(C) proposed to remove (b) (6), (b) (7)(C) from Federal service based on the following charges: (1) Inaccurate Reporting of Hours Worked; (2) Failure to Follow Directives; (3) Failure to Follow Leave Procedures; and (4) Inappropriate Use of Leave Bank Program Benefits. However, a final decision on the proposed removal action was not issued.

On June 12, 2018, (b) (6), (b) (7)(C), EPA Region (b) (6), (b) (7)(C) advised that (b) (6), (b) (7)(C) had received notification that OPM approved (b) (6), (b) (7)(C) retirement. On June 26, 2018, EPA-OIG received a Notification of Personnel Action (SF-50) for (b) (6), (b) (7)(C), identifying (b) (6), (b) (7)(C) disability retirement was effective as of (b) (6), (b) (7)(C), 2018. The Notification of Personnel Action identified (b) (6), (b) (7)(C) former total salary (b) (6), (b) (7)(C) as \$54,526.00.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF INSPECTOR GENERAL
1301 CONSTITUTION AVE., NW
WASHINGTON, DC 20004

DATE: JUNE 6, 2018

PREPARED BY: SA (b) (6), (b) (7)(C)

COMPLAINT #: OI-HQ-2018-THT-0026 CROSS REFERENCE #: N/A

TITLE: (b) (6), (b) (7)(C), SENT INAPPROPRIATE COMMUNICATIONS TO THE
EPA ADMINISTRATOR

CASE CLOSING REPORT

Subject(s)	Location	Other Data
(b) (6), (b) (7)(C)	NEW YORK, NY	Email: (b) (6), (b) (7)(C)

COMPLAINT:

On October 3, 2017, an inappropriate email was sent to Scott Pruitt, Administrator, Environmental Protection Agency (EPA), from (b) (6), (b) (7)(C) previously sent email correspondences to the EPA Administrator. The latest email encompasses language which is laced in profanity and vulgar in nature.

On October 9, 2017, (b) (6), (b) (7)(C) emailed Arthur Elkins, Inspector General (IG), EPA, expressing (b) (6) displeasure with Administrator Pruitt.

SUMMARY:

On October 26, 2017, the (b) (6), (b) (7)(C), (b) (7)(E) (b) (6), (b) (7)(C). Based on the database checks, there was no relevant information concerning (b) (6), (b) (7)(C).

In regards to Office of Inspector General (OIG) policy, which requires Special Agents to consult with a United States Attorney prior to interviewing the subject of a threat investigation, on January 3, 2018, the Deputy Chief for the National Security Division, District of Columbia, United States Attorney's Office stated (b) (6), (b) (7)(C), (b) (5), (b) (7)(E) (b) (6), (b) (7)(C), (b) (5), (b) (7)(E)

On March 6, 2018, approximately 1:05pm, EPA OIG agents from the Office of Professional Responsibility conducted a telephonic interview of (b) (6), (b) (7)(C) emails to Administrator Pruitt and IG Elkins. During the interview, (b) (6), (b) (7)(C) vaguely remembered sending the emails. (b) (6), (b) (7)(C) felt that the EPA mission was not being fulfilled and the EPA Administrator was acting in contradiction of the EPA. (b) (6), (b) (7)(C) told agents that (b) (6), (b) (7)(C) had no intention to harm the EPA. (b) (6), (b) (7)(C) said that (b) (6), (b) (7)(C) obtains most of (b) (6), (b) (7)(C) information from newspapers and was frustrated when (b) (6), (b) (7)(C) wrote the emails and advised agents that at (b) (6), (b) (7)(C) knew (b) (6), (b) (7)(C) should not behave in that manner. (b) (6), (b) (7)(C) said (b) (6), (b) (7)(C) realized (b) (6), (b) (7)(C) emails were terrible however (b) (6), (b) (7)(C) was tired and not proud of (b) (6), (b) (7)(C) emails and never intended to threaten anyone. (b) (6), (b) (7)(C) apologized for the form of the emails.

DISPOSITION:

Based upon the aforementioned information, there are no further investigative steps to be taken and this case is recommended for closure.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF INSPECTOR GENERAL
1301 CONSTITUTION AVE., NW
WASHINGTON, DC 20004

DATE: MAY 23, 2018

PREPARED BY: SA (b) (6), (b) (7)(C)

CASE #: OI-HQ-2018-THT-0056

CROSS REFERENCE #:

TITLE: (b) (6), (b) (7)(C), SENT A CONCERNING MESSAGE VIA INSTAGRAM TO THE EPA ADMINISTRATOR

CASE CLOSING REPORT

Subject(s)	Location	Other Data
(b) (6), (b) (7)(C)	OAKLAND, CALIFORNIA	

ALLEGATION:

On November 2, 2017, (b) (6), (b) (7)(C) Office of Public Affairs (PA), Environmental Protection Agency (EPA), reported a threat to the Office of Investigations (OI), Office of Inspector General (OIG), EPA, regarding an Instagram threat message directed at Scott Pruitt, Administrator, EPA. According to the Instagram posting, an individual using the name of (b) (6), (b) (7)(C) commented (b) (6), (b) (7)(C) "MustDie".

At the direction of (b) (6), (b) (7)(C) Office of Professional Responsibility (OPR), OI, OIG, EPA, a case will be opened to investigate this matter and a lead will be sent to the San Francisco Field Office for a subject interview.

SUMMARY:

On March 8, 2018, Special Agent (SA) (b) (6), (b) (7)(C), Office of Investigations (OI), Office of Inspector General (OIG), U.S. Environmental Protection Agency (EPA), San Francisco, CA, consulted with Assistant United States Attorney (AUSA) Lloyd Farnham, Northern District of California, who in turn stated (b) (5), (b) (7)(E). This did not preclude any further information collection by the OIG. AUSA Farnham stated there would be no further action taken by the U.S. Attorney's Office of Northern District of California.

On March 28, 2018, Special Agents (SAs) (b) (6), (b) (7)(C) and (b) (6), (b) (7)(C), OI, OIG, EPA, San Francisco, CA, interviewed (b) (6), (b) (7)(C), Oakland, CA. (b) (6), (b) (7)(C) stated (b) (6), (b) (7)(C) could not remember posting (b) (6), (b) (7)(C) "MustDie" since it had been so long. (b) (6), (b) (7)(C) was apologetic for causing any concern (b) (6), (b) (7)(C) stated (b) (6), (b) (7)(C) is not a threat, and would not attempt to commit any harm toward anyone. (b) (6), (b) (7)(C) denied having any intention of causing harm to Scott Pruitt, Administrator, EPA.

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DISPOSITION:

Based upon the foregoing, there are no further investigative steps to be taken and this case is recommended for closure.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF INSPECTOR GENERAL
OFFICE OF INVESTIGATIONS
1595 WYNKOOP STREET, 4th FLOOR
DENVER, CO 80202

DATE: August 15, 2018

PREPARED BY: (b) (6), (b) (7)(C)

CASE #: OI-DE-2013-CAC-0063

CROSS REFERENCE #:

TITLE: Contaminated Soil - Removal

CASE CLOSING REPORT

Subject(s)	Location	Other Data
Camp, Dresser & McKee, Inc.	Libby, Montana	Contractor

VIOLATION(S):

Title 18 U.S.C. § 287: False, Fictitious, or Fraudulent Claim
Title 18 U.S.C. § 1001: False Statements
Title 18 U.S.C. § 1341: Mail Fraud
Title 18 U.S.C. § 1343: Wire Fraud

ALLEGATION: On April 8, 2013, an allegation was received by this office regarding contractors on the Libby Superfund Remediation Site removing contaminated soil from numerous residential and public properties, and replacing it with soil contaminated with Libby amphibole asbestos.

FINDINGS: Interviews of EPA personnel, as well as a review of the Interagency Agreement, the Fill Material Sampling and Analysis Plan, Response Action Work Plans, the Libby Asbestos Site Residential/Commercial Cleanup Action Level and Clearance Criteria Technical Memorandum, and soil sampling results were conducted. The investigation did not support the allegation that contractors were remediating properties with contaminated soil.

DISPOSITION: No fraudulent documentation appears to exist wherein proper policy/procedure/contractual requirements were violated regarding the remediation of properties in and around the Libby, Montana, area. Therefore, no referral was made to the United States Attorney's Office having venue over Libby.

No further investigative activity is warranted. This case is closed.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF INSPECTOR GENERAL
1301 CONSTITUTION AVENUE, NW
WASHINGTON DC 20004

DATE: May 30, 2018

PREPARED BY: Special Agent (b) (6), (b) (7)(C)

CASE #: OI-HQ-2018-ADM-0028

CROSS REFERENCE #: N/A

TITLE: Unauthorized Person Disclosed Travel Itinerary of Two Senior EPA Employees to the News Media

CASE SUMMARY REPORT

Subject(s)	Location	Other Data
Unknown	Washington, DC	Trip to Morocco

COMPLAINT:

On December 17, 2017, per the direction of Patrick Sullivan, Assistant Inspector General for Investigations (AIGI), Office of Investigations (OI), Office of Inspector General (OIG), EPA, the Office of Professional Responsibility (OPR), opened a case into the allegation that unknown person or person(s) accessed, and disclosed without authorization, Administrator Scott Pruitt's official EPA Concur travel records regarding a trip to Morocco without authorization.

INVESTIGATIVE FINDINGS:

On December 22, 2017, OPR obtained the list of employees with access to the EPA Administrator and Samantha Dravis' (Dravis), Associate Administrator for Policy, Office of the Administrator (OA), EPA, Concur travel accounts between the dates of December 7, 2017 to December 15, 2017, which was the time corresponding to the trip to Morocco. OPR subsequently conducted interviews of these employees. All denied the unauthorized release of EPA information.

RECOMMENDATION:

Based upon the foregoing, there are no further investigative steps to be taken and this case is recommended for closure.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF INSPECTOR GENERAL
1301 CONSTITUTION AVENUE, NW
WASHINGTON DC 20004

DATE: August 13, 2018

PREPARED BY: (b) (6), (b) (7)(C)

CASE #: OI-HQ-2018-AFD-0112

CROSS REFERENCE #: N/A

TITLE: ELKINS, ARTHUR, SES, WASHINGTON, DC

CASE SUMMARY REPORT

Subject(s)	Location	Other Data
N/A	Washington, DC	N/A

COMPLAINT: Inspector General Elkins reported that his EPA OIG badge and credential were missing.

INVESTIGATIVE FINDINGS: After a thorough search of his residence and other areas were met with negative results. Also, the last known hotel where the IG stayed, room safe and lost and found were checked with negative results. The missing badge and credential was entered into NCIC.

RECOMMENDATION: No further investigative action is necessary and this case is recommended for closure. IG Elkins will be issued a new badge and credential.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF INSPECTOR GENERAL
OFFICE OF INVESTIGATIONS
1595 WYNKOOP STREET, 4th FLOOR
DENVER, CO 80202

DATE: September 11, 2018

PREPARED BY: (b) (6), (b) (7)(C)

CASE #: OI-DE-2013-CFR-0111

CROSS REFERENCE #:

TITLE: LIBBY ASBESTOS SITE - PROPERTY RESTORATION

CASE CLOSING REPORT

Subject(s)	Location	Other Data
Environmental Restoration, LLC	Libby, Montana	Contractor

VIOLATION(S): Title 18 U.S.C. § 1001: False Statements

ALLEGATION: On July 09, 2013, this office initiated an investigation based on information received from (b) (6), (b) (7)(C), regarding contractors on the Libby Superfund Restoration Site violating the Response Action Work Plans by failing to restore properties to a condition equal to that which existed before the remediation work.

FINDINGS: An interview of (b) (6), (b) (7)(C) as well as a review of the Response Action Work Plans, the Remedial Action Contract, Property Restoration Files, Removal and Restoration Agreements, Removal and Restoration Completion Forms, Property Closeout Checklists, EPA Memorandums discussing homeowner issues and resolution, and thousands of photographs exposed prior to, during and after restoration of residential properties were conducted. The investigation did not support the allegation that remediation contractors failed to restore properties to a condition equal to that which existed prior to the commencement of remediation work.

DISPOSITION: No documentation existed wherein the remediation contractors did not either restore residential properties to their pre-remediation condition or provide homeowners with monetary compensation for any damage sustained due to remediation work. Therefore, no referral was made to the United States Attorney's Office having venue over Libby.

No further investigative activity is warranted. This case is closed.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF INSPECTOR GENERAL
1301 CONSTITUTION AVE, NW
WASHINGTON, DC 20004

DATE: September 12, 2018

PREPARED BY: (b) (6), (b) (7)(C)

CASE #: OI-HQ-2018-THT-0029

CROSS REFERENCE #: N/A

TITLE: Pro-ISIS Video Publishes Names of Seven EPA Employees In Video Threatening to Kill U.S. Government Employees

CASE CLOSING REPORT

Subject(s)	Location	Other Data
Unknown	EPA Headquarters; EPA Regions 3, 4, 6, 7, 9, and 10	N/A

ALLEGATION(S):

On December 20, 2017, the United States Environmental Protection Agency (EPA), Office of Inspector General (OIG), Office of Professional Responsibility (OPR), received a case referral from the EPA Office of Homeland Security (OHS). (b) (7)(E)

(b) (7)(E) OHS learned of the existence of a credibly vetted video posted on a pro-Islamic State website. This video called upon and threatened to murder United States government employees, and the names of these employees had been sent to lone wolf terrorists within the United States to act upon. The video also showed screenshots of lists of United States government employee names, government agencies, locations, and contact information. Seven of the employees whose data was shown in the video were EPA employees. The video was released on December 5, 2017 declaring Friday, December 8th as the planned attack date. (b) (7)(E)

(b) (7)(E) This case was opened to notify the EPA employees of this matter.

FINDING(S):

(b) (7)(E) Open source research revealed that the group was believed to be largely decentralized, and usually performed lone wolf cyber-attacks on western targets. In early April 2017, the group released via the internet a "kill-list" of 8,786 people.

OI notified all EPA employees that were on the aforementioned list and the respective EPA Regional Security regarding the threat. OI also notified the (b) (7)(E) of the matter.

DISPOSITION: Inconclusive. Closed.

The United States Attorney's Office, District of Columbia, Washington, DC, was not consulted, as this case was opened to make notifications to the potential victims.

Based upon the aforementioned, there are no further investigative steps and this investigation is recommended for closure.